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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

FRED JOHN LANDEROS,	)	No. C 10-00286 JW
	)	
Plaintiff,	)	STIPULATION AND [PROPOSED]
	)	ORDER CONTINUING MEDIATION
v.	)	DEADLINE
	)	
UNITED STATES OF AMERICA, et al.,	)	
	)	
Defendants	)	

This case was previously referred to the Court's mediation program with a mediation deadline of December 8, 2010. The parties and the mediator scheduled a mediation session for November 19, 2010.

On September 8, 2010, defendant served by mail interrogatories and document requests on plaintiff. On October 18, 2010, when defendant's counsel inquired why no responses had been received, plaintiff's counsel advised that his office had not received the discovery requests. Defendant's counsel e-mailed copies of the requests the same day. On November 4, 2010, plaintiff provided written responses to the interrogatories and document requests. Plaintiff's counsel also advised defendant's counsel that plaintiff had multiple boxes of responsive documents. Defendant's counsel visited plaintiff's counsel's office on November 5, 2010 to determine whether the voluminous documents should be copied. In addition to copying

plaintiff's documents, it appears that subpoenas to persons and entities identified in plaintiff's responses likely will be necessary.

Because of the unexpected delay and the significant quantity of the discovery, defendant's counsel has postponed plaintiff's deposition (previously scheduled for November 9, 2010).

In order to allow defendant to complete the outstanding discovery and to conduct some follow up discovery prior to mediation, the parties to this action HEREBY STIPULATE AND REQUEST that the mediation deadline for this case be extended approximately 90 days to March 7, 2011. The parties do not seek any other modifications to the scheduling order at this time.

Respectfully submitted,  
DATED: November 5, 2010  
LAW OFFICE OF ERIC F. HARTMAN  
/s/ Eric F. Hartman

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ERIC F. HARTMAN  
Attorney for Plaintiff

DATED: November 8, 2010  
MELINDA HAAG  
United States Attorney  
/s/ Claire T. Cormier

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CLAIRE T. CORMIER<sup>1</sup>  
Assistant United States Attorney

  
~~PROPOSED~~ ORDER

Pursuant to the stipulation of the parties, **IT IS SO ORDERED.**

DATED: November 9, 2010

  
JAMES WARE  
UNITED STATES DISTRICT COURT JUDGE

<sup>1</sup> I, Claire T. Cormier, hereby attest that I have on file all holographic signatures for any signatures indicated by a "conformed" signature (/s/) within this e-filed document.